

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-30934 of 2017

DATE OF DECISION:27.09.2017

Harwinder Singh @ Harinder Singh and others

... Petitioner(s)

V.

State of Punjab and another

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Gaurav Sharma, Advocate
for the petitioners.

Ms Rajni Gupta, Senior Deputy Advocate General, Punjab.

Mr. B.S. Aulakh, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No.139 dated 29.04.2017, under Sections 379-B and 34 of the IPC, registered at Police Station Focal Point, Ludhiana, on the basis of compromise (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is an outcome of misunderstanding as the parties have business dealings with each other for several years which has now been resolved and the matter has been compromised with the intervention of the respectables.

A coordinate Bench of this Court vide order dated 24.08.2017 had directed the parties to appear before the trial Court to record the statements of the parties with regard to genuineness of the compromise and send a report to this Court. The report of CJM, Ludhiana dated 05.09.2017 has been received, wherein it is stated that in pursuance to the order of this Court, the statements of the parties were recorded which indicates that

the compromise is genuine, without any coercion or undue influence.

The FIR is an outcome of misunderstanding as the parties have business dealings with each other for several years which has now been resolved and the matter has been compromised with the intervention of the respectables.

In view of the mandate of the Hon'ble Supreme Court in the case of *Narinder Singh and others Vs. State of Punjab and another, (2014) 6 SCC 466*, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.139 dated 29.04.2017 under Sections 379-B and 34 of the IPC, registered at Police Station Focal Point, Ludhiana and subsequent proceedings arising therefrom, are hereby quashed qua the petitioners.

27.09.2017

jt

(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No